

MISSOURI-KANSAS-TEXAS RAILROAD COMPANY

LAW DEPARTMENT  
701 COMMERCE STREET  
DALLAS, TEXAS 75202

ARTHUR M. ALBIN  
General Attorney

2-3614072

December 20, 1982

No. **DEC 27 1982**  
Date.....  
Fee \$...10.00

ICC Washington, D. C.

RECORDATION NO. 7825-2  
DEC 27 1982  
INTERSTATE COMMERCE COMMISSION  
In reply refer to: 410.043-16 (C)

Mrs. Agatha Mergenovich  
Secretary  
Interstate Commerce Commission  
Washington, DC 20423

Re: ICC Recordation No. 7825 - Amendment to Car Lease Agreement dated December 16, 1974, between Southwestern States Management Co. and Missouri-Kansas-Texas Railroad Company covering 165 40-ton general service boxcars.

Dear Mrs. Mergenovich:

Enclosed for filing are four (4) duplicate originals of Fourth Amendment to Car Lease Agreement dated December 20, 1982, amending that one certain lease dated December 16, 1974, between Southwestern States Management Co., a Missouri corporation, Lessor, 701 Commerce Street, Dallas, Texas 75202, and Missouri-Kansas-Texas Railroad Company, a Delaware corporation, Lessee, 701 Commerce Street, Dallas, Texas 75202, which Amendment to Car Lease Agreement deletes, effective December 31, 1982, from the terms and provisions of the original Lease dated December 16, 1974, the below described 40-ton general service boxcars bearing Lessee's reporting numbers and marks as follows:

MKT 2614	MKT 2640	MKT 2705
MKT 2635	MKT 2646	MKT 2706
MKT 2639	MKT 2664	MKT 2709

The Lease Agreement being amended hereby was filed with the Interstate Commerce Commission under date of February 7, 1975, and was assigned Recordation No. 7825.

Also enclosed is a cashier's check in the amount of \$10.00, payable to the Interstate Commerce Commission to cover the prescribed fee for filing and recording this Amendment. Please return two (2) copies of same to me at the address shown above, and I will see that all parties concerned receive a copy of same.

RECEIVED  
DEC 27 2 23 PM '82  
I.C.C.  
OPERATION BR.

December 20, 1982  
Mrs. Agatha Mergenovich

410.043-16(C)  
Page Two

I certify that I have knowledge of the matters set forth herein.

Yours very truly,

MISSOURI-KANSAS-TEXAS RAILROAD COMPANY

A handwritten signature in cursive script, appearing to read "Arthur M. Albin".

Arthur M. Albin  
General Attorney

AMA/bmw

cc: Mr. K. R. Ziebarth

# Interstate Commerce Commission

Washington, D.C. 20423

## OFFICE OF THE SECRETARY

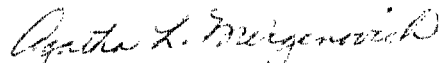
Arthur M. Albin  
General Attorney  
Missouri-Kansas-Texas RR Co.  
Law Office  
701 Commerce Street  
Dallas, Texas 75202

December 27, 1982

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 12/27/82 at 2:25PM, and assigned re-recording number(s) 7825-D, & 7870-B

Sincerely yours,

  
Agatha L. Mergenovich  
Secretary

Enclosure(s)

7825-D  
RECORDATION NO. 7825 Filed 12/27/82  
DEC 27 1982 - 2 35 PM  
INTERSTATE COMMERCE COMMISSION

FOURTH AMENDMENT TO CAR LEASE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This amendment entered into as of this 20th day of December, 1982, between SOUTHWESTERN STATES MANAGEMENT COMPANY, a Missouri corporation (hereinafter called "Lessor"), and MISSOURI-KANSAS-TEXAS RAILROAD COMPANY, a Delaware corporation (hereinafter called "Lessee");

W I T N E S S E T H that:

WHEREAS, Lessor and Lessee have heretofore executed and delivered to each other that certain Car Lease Agreement ("Lease") dated the 16th day of December, 1974, covering the lease of 165 40-ton general service box cars bearing Lessee's reporting numbers and marks as enumerated in Schedule A attached thereto; and

WHEREAS, said Lease was duly recorded with the Interstate Commerce Commission on February 7, 1975, pursuant to Section 20(c) of the Interstate Commerce Act and assigned Recordation No. 7825; and

WHEREAS, said Lease has been previously amended to delete certain cars; and

WHEREAS, it is the desire of the parties hereto to amend said Lease to delete additional box cars;

NOW, THEREFORE, in consideration of the premises, and for other good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby agree as follows:

(1) That certain Car Lease Agreement executed by and between Lessor and Lessee dated the 16th day of December, 1974, and bearing Interstate Commerce Commission Recordation No. 7825, be and it is hereby amended effective as of the close of business on December 31, 1982, to delete from the terms and provisions of said Lease the below described box cars bearing MKT recording marks as follows:

MKT 2614  
MKT 2635  
MKT 2639

MKT 2640  
MKT 2646  
MKT 2664

MKT 2705  
MKT 2706  
MKT 2709

(2) It is expressly agreed and stipulated that Lessee shall not be liable to Lessor for any rental accruing under the terms and provisions of the Lease accruing after the dates set forth above pertaining to the respective cars listed above being deleted as set forth above. Any rights of Lessor to recover said rental for any of the cars deleted from the Lease after the effective dates set forth are hereby waived and relinquished.

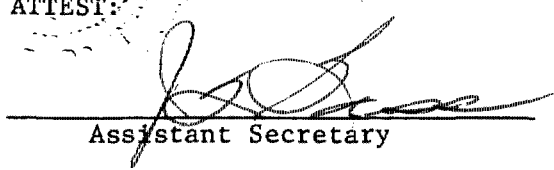
(3) The parties hereby release the other from any and all obligations and responsibilities under the terms and provisions of said Car Lease Agreement, including rental as provided for in the preceding paragraph, except for any liabilities to the other which may have accrued as to the box cars being deleted from the Lease on or before the respective effective dates, as set forth above.

IN WITNESS WHEREOF, Lessor and Lessee have duly executed this Amendment to Car Lease Agreement as of the day, month and year first above written.

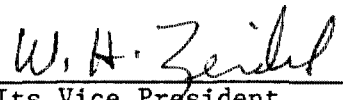
SOUTHWESTERN STATES MANAGEMENT CO.

By   
Its Vice President

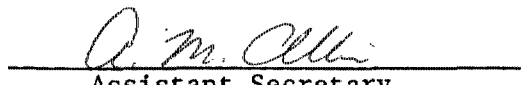
ATTEST:

  
Assistant Secretary

MISSOURI-KANSAS-TEXAS RAILROAD COMPANY

By   
Its Vice President

ATTEST:

  
Assistant Secretary